

11047 U.S.
03/19/01

03-20-01

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Case Docket No.: MIT-53 CON 5

Assistant Commissioner For Patents
Washington, D.C. 20231

11017 U.S. PTO
09/811953
03/19/01

Sir:

Transmitted herewith for filing is the patent application of:

Inventor: Kwan-Ho Chan
For: SURGICAL REPAIR KIT AND ITS METHOD OF USE

Enclosed are:

- ☒ 44 sheets of drawings.
- ☐ An assignment of the invention to: _____
- ☐ A verified statement to establish small entity status. (~~Copy from parent case.~~)
- ☐ _____

The filing fee has been calculated as shown below:

Small Entity				Large Entity	
For:	No. Filed	No. Extra	Rate	Fee	Rate
Basic Fee					\$710.00
Total Claims	17 - 20	0	x \$ 9.00		x \$18.00
Ind. Claims	2 - 3	0	x \$40.00		x \$ 80.00
Mult. Claims			+ \$135.00		+ \$270.00
					Total \$710.00

- ☐ Please charge my Deposit Account No. 16-0221 to cover the filing fee and assignment recording fee. A duplicate copy of this sheet is enclosed.
- ☒ A check in the amount of \$710.00 to cover the filing fee (~~and assignment recording fee~~) is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-0221. A duplicate copy of this sheet is enclosed.
 - ☒ Any additional filing fees required under 37 CFR 1.16.
 - ☒ Any patent application processing fees under 37 CFR 1.17.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 16-0221. A duplicate copy of this sheet is enclosed.
 - ☒ Any patent application processing fees under 37 CFR 1.17.
 - ☐ The issue fee set in 37 CFR 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 CFR 1.311(b).
 - ☒ Any filing fees under 37 CFR 1.16 for presentation of extra claims.

Respectfully submitted,

James A. Sheridan 03/19/01
Pandiscio & Pandiscio
470 Totten Pond Road
Waltham, Massachusetts 02154
Tel. (781) 290-0060

MB/MIT53CON5.FEE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE REQUESTED FILING OF RULE 1.53(B)
CONTINUATION PATENT APPLICATION BASED ON
THE FOLLOWING PENDING PRIOR PATENT APPLICATION

In re Application of: Kwan-Ho Chan
Serial No.: 09/111,237
Filing Date: 07/07/98
Title: SURGICAL REPAIR KIT AND ITS METHOD
OF USE
Group Art Unit: 3731
Examiner: J. Woo
Attorney's Docket No.: MIT-53 CON 4

BOX PATENT APPLICATION
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

FILING OF PATENT APPLICATION UNDER 37 CFR 1.10

The attached Rule 1.53(B) continuation application is being filed under the provisions of 37 CFR 1.10.

Respectfully submitted,

James A. Sheridan 03/19/01

James A. Sheridan
Registration No. 43,114
Pandiscio & Pandiscio
470 Totten Pond Road
Waltham, MA 02451
Tel. (781) 290-0060

"Express Mail Mailing Label Number EF320356956US

Date of Deposit MARCH 19, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Assistant Commissioner for Patents, Washington, D.C. 20231.

James A. Sheridan 03/19/01
James A. Sheridan

MB/MIT53CON5.FIL

MIT-53 CON 5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE REQUESTED FILING OF RULE 1.53(B)
CONTINUATION PATENT APPLICATION BASED ON
THE FOLLOWING PENDING PRIOR PATENT APPLICATION:

In re Application of: Kwan-Ho Chan
Serial No.: 09/111,237
Filing Date: 07/07/98
Title: SURGICAL REPAIR KIT AND ITS METHOD
OF USE
Group Art Unit: 3731
Examiner: J. Woo
Attorney's Docket No.: MIT-53 CON 4

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

REQUEST FOR FILING RULE 1.53(B) CONTINUATION APPLICATION

This is a request for filing a continuation application, in accordance with Rule 1.53(B), of pending prior application Serial No. 09/111,237, filed 07/07/98 by Kwan-Ho Chan for SURGICAL REPAIR KIT AND ITS METHOD OF USE, which in turn is a continuation of application Serial No. 08/727,027, filed 10/08/96 by Kwan-Ho Chan for SURGICAL REPAIR KIT AND ITS METHOD OF USE, which is in turn a continuation of application Serial No. 08/234,840, filed 04/28/94 by Kwan-Ho Chan for SURGICAL REPAIR KIT AND ITS METHOD OF USE, which is in turn a continuation-in-part of application Serial No. 08/090,651, filed 07/12/93 by Kwan-Ho Chan for SURGICAL REPAIR KIT AND ITS METHOD OF USE.

Submitted with this request are the following:

1. A true copy of said prior application Serial No. 08/234,840 (including specification, claims, drawings and an unsigned Declaration and Power of Attorney) as originally filed;
2. A copy of (i) a NOTICE TO FILE MISSING PARTS OF APPLICATION - FILING DATE GRANTED, (ii) a RESPONSE TO OUTSTANDING NOTICE TO FILE MISSING PARTS OF APPLICATION - FILING DATE GRANTED, (iii) a DECLARATION AND POWER OF ATTORNEY listing the

name of the inventor and signed by the inventor, Kwan-Ho Chan, specifically identifying the grandparent of this application (i.e., application Serial No. 08/234,840) by serial number and filing date, (iv) a VERIFIED STATEMENT CLAIMING SMALL ENTITY BUSINESS STATUS, (v) an ASSIGNMENT AND REQUEST FOR RECORDATION of same, (iv) a REQUEST FOR REFUND, and (vii) a copy of a PETITION FOR AUTOMATIC EXTENSION OF TIME TO RESPOND, all as filed in the grandparent (i.e., application Serial No. 08/234,840) of this application on 07/21/94;

3. A PRELIMINARY AMENDMENT which amends the application to show that it is a continuation of pending prior application Serial No. 09/111,237, filed 07/07/98 by Kwan-Ho Chan, which in turn is a continuation of application Serial No. 08/727,027, filed 10/08/96 by Kwan-Ho Chan, which is in turn a continuation of application Serial No. 08/234,840, filed 04/28/94 by Kwan-Ho Chan, which is in turn a continuation-in-part of application Serial No. 08/090,651, filed 07/12/93 by Kwan-Ho Chan; and

4. A check in the amount of \$710.00 covering the filing fee calculated on the basis of the claims filed and the claims cancelled by the enclosed Preliminary Amendment. The fee has been calculated on the basis of a Large Entity status as follows:

TOTAL CLAIMS	17 - 20 = 0 x 18 =	\$ 0.00
INDEPENDENT	2 - 3 = 0 X 80 =	\$ 0.00
BASIC FEE		\$ 710.00
<u>TOTAL FILING FEE:</u>		<u>\$ 710.00</u>

5. A mailing certificate indicating that this submittal is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on March 19, 2001 as provided for under 37 CFR 1.10.

The Power of Attorney in the pending prior application is to Pandiscio & Pandiscio, a firm composed of Nicholas A. Pandiscio, Registration No. 17293, Mark J. Pandiscio, Registration No. 30883, and David A. Tucker, Registration No. 27840, or any of them, all of 470 Totten Pond Road, Waltham, MA 02451 (Telephone No. 781-290-0060).

The inventor named in this continuation application is the same inventor named in the pending prior application Serial No. 08/727,027.

All communications in this matter should be addressed to:

Mark J. Pandiscio
Pandiscio & Pandiscio
470 Totten Pond Road
Waltham, Massachusetts 02451.

Thank you.

Respectfully submitted,

James A. Sheridan 03/19/01

James A. Sheridan
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EXPRESS MAIL MAILING LABEL NUMBER *EF320356956 US*

DATE OF DEPOSIT *MARCH 19, 2001*

I HEREBY CERTIFY THAT THE ABOVE IS A TRUE AND CORRECT COPY OF THE INVENTION AS SET FORTH IN THE APPLICATION FOR PATENT FILED WITH THE UNITED STATES PATENT AND TRADEMARK OFFICE TO ASSURE THAT THE INVENTION IS NOT KNOWN TO THE PUBLIC AND IS NOT AN INVENTION OF WHICH PATENT RIGHTS HAVE BEEN OR WILL BE GRANTED IN ANY OTHER COUNTRY OR COUNTRIES.

DATE INDICATED ABOVE IS THE DATE OF DEPOSIT OF THE INVENTION WITH THE UNITED STATES PATENT AND TRADEMARK OFFICE.

JAMES A. SHERIDAN

James A. Sheridan 03/19/01

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